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Express Mail No. ER 366217995 US Docket No. K21722USWO (C034835/0191317)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE ACTING AS
DESIGNATED/ELECTED OFFICE (DO/EO/US) UNDER THE PATENT
COOPERATION TREATY CONCERNING A FILING UNDER 35 U.S.C. § 371

In re Application of:

Elger FUNDA and Torsten HUBER

Based on Int'l Application No.: PCT/EP2004/003110

International Filing Date: 24 March 2004

Filed: Herewith

For: **POWDEROUS FORMULATIONS OF FAT-SOLUBLE ACTIVE INGREDIENTS**

New York, New York
September 27, 2005

PRELIMINARY AMENDMENT

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Prior to examination on the merits, please enter the amendment set forth below. Because this Preliminary Amendment is being filed concurrently with the above-identified application, no fee is believed due. If, however, a fee is due, please charge the same to Deposit Account No. 02-4467. A duplicate copy of this sheet is enclosed.

Please amend the application as follows:

AMENDMENTS TO THE SPECIFICATION begin on page 3 of this paper.

AMENDMENTS TO THE CLAIMS are reflected in the listing of claims, which begins on page 4 of this paper.

REMARKS begin on page 7 of this paper.